

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Conf. No.: 2309

LOFMARK

Atty. Ref.: 2739-4

Serial No. 09/768,217

Group: 2644

Filed: January 24, 2001

Examiner: Harold, J.

For: METHOD AND ARRANGEMENT FOR FILTERING OF
SIGNALS

* * * * *

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

ELECTION UNDER 35 USC §121

In response to the Office Action dated July 16, 2007 holding the subject matter of claims 1, 4-18, 23 and 25-39 to be non-obvious and patentably distinct from that of claims 19-21, Applicant(s) hereby elect the invention of Group I, (upon which claims 1, 4-18, 23 and 25-39 are readable) for further substantive examination.

This election is made without traverse. However, since a restriction requirement is never proper unless the restricted group of claims is patentably distinct (i.e., inter alia, non-obvious under 35 USC §103) from the elected group of claims, the Examiner is requested to insure that such patentable distinctness is present before proceeding to make the requirement final.

It is respectfully requested that the non-elected claims be retained for use with a possible divisional application.

The Commissioner is authorized to charge the undersigned's deposit account #14-1140 in whatever amount is necessary for entry of these papers and the continued pendency of the captioned application.

Respectfully submitted,
NIXON & VANDERHYE P.C.

August 3, 2007

By: /H. Warren Burnam, Jr./
H. Warren Burnam, Jr.
Reg. No. 29,366

HWB:lsb
901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100